IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 15TH DECEMBER 2006 / 24TH AGRAHAYANA 1928

Bail Appl..No. 7447 of 2006()

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CRIME NO.56/06 OF NEYYATTINKARA EXCISE RANGE.

PETITIONER/ACCUSED:

SURENDRAN, S/O.KRISHNAN,
PATTALAMITOTHATTU VEEDU, THENKAVILA KOTUKKAL,
KOTTUKKAL VILLAGE, NEYYATTINKARA TALUKA.

BY ADV. SRI.BLAZE K.JOSE

RESPONDENT: COMPLAINANT:

STATE OF KERALA,
REP.BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, REPRESENTING,
EXCISE INPSECTOR, NEYYATTINKARA EXCISE RANGE.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

B.A.No. 7447 OF 2006

DATED THIS THE 15TH DAY OF DECEMBER, 2006

O R D E R

Petitioner who is the sole accused in Crime No.56/06 of Neyyattinkara Excise Range for offences punishable under sections 8(1) and 8(2) of the Abkari Act for allegedly having been found in possession of 5 liters of illicit arrack on 4.11.2006 and who was arrested on the same day, seeks his enlargement on bail.

2. Learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner is an accused in two other crimes involving similar offences.

3. I am not satisfied that both the grounds enumerated under section 41A(b)(ii) of the Abkari Act are present in this case to justify the release of the petitioner on bail.

This petition is accordingly dismissed.

V.RAMKUMAR, JUDGE

dsn